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7 UNITED STATES DISTRICT COURT
8 WESTERN DISTRICT OF WASHINGTON
9 AT TACOMA

10 SHARON NEWCOMER, a single person,
11 CAROLYN JONES-MORRISON, a single
12 person, PATRICIA DETTLING, a married
13 person, and MARTHA HOLLIDAY, a single
14 person,

15 Plaintiffs,

16 v.

17 ROBIN ARNOLD-WILLIAMS, Secretary,
18 and the DEPARTMENT OF SOCIAL AND
19 HEALTH SERVICES, and ROSS
20 DAWSON, a married person, and the STATE
21 OF WASHINGTON,

22 Defendants.

Case No. C07-5116RBL

ORDER REQUESTING
RESPONSE TO MOTION
FOR
RECONSIDERATION

23 This matter comes before the Court on Defendants' Motion for Reconsideration. [Dkt. # 46.] On
24 November 3, 2008, the court granted in part Defendant's Motion for Summary Judgment, and dismissed
25 all Plaintiffs' claims except Newcomer's and Holliday's Title VII claims against the Department of Health
26 and Social Services and the State of Washington. [Order Dkt. # 45.] Defendants seek reconsideration of
27 the Court's Order denying summary judgment on those claims, arguing that Plaintiffs have failed to
28 establish prima facie cases of discrimination. [Dkt. # 46.] Defendants further argue that even if Plaintiffs
could establish prima facie cases, Plaintiffs have not shown that Defendants' stated non-discriminatory
reasons are pretext for discrimination. Defendants ask the Court to dismiss all of Plaintiffs' remaining
claims with prejudice.

1 Under Local Rule CR 7(h), no motion for reconsideration will be granted unless an opposing party
2 has been afforded the opportunity to file a response. The court hereby REQUESTS that the Plaintiffs file a
3 short Response to the Motion for Reconsideration. This Response should focus on the issues of whether
4 other employees were similarly situated to Newcomer and Holliday, when the formal elimination of
5 Plaintiffs' positions occurred, and whether Plaintiffs' disparate impact claims were properly raised.
6 Plaintiffs may file a response to the Motion for Reconsideration by December 3, 2008.

7 IT IS SO ORDERED.

8 DATED this 25th day of November, 2008.

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12 RONALD B. LEIGHTON
13 UNITED STATES DISTRICT JUDGE
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